

**IN THE UNITED STATES DISTRICT COURT FOR
THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
1:14 CV 157**

LLOYD OLIVER HOFFMAN, JR., as)
Executor of the ESTATE OF LLOYD OLIVER)
HOFFMAN, III,)
)
Plaintiff)
)
v)
)
ALAN WAYNE VAN WIEREN,)
)
Defendant.)

ORDER

THIS MATTER is before the undersigned pursuant to a Notice of Failure to Select Mediator (#13) filed by counsel for the Plaintiff. In the notice, the parties state that they have failed to agree upon the selection of a mediator in this matter and request that the Court designate a mediator in this case. The undersigned designates:

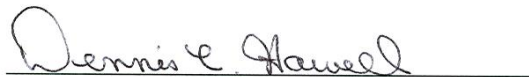
Frank Goldsmith
Goldsmith, Goldsmith & Dews, P.A.
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as mediator in this matter.

ORDER

IT IS, THEREFORE, ORDERED that the Notice of Failure to Select Mediator (#13) has been received by the Court and the Court selects **Frank Goldsmith** as **mediator** in this matter. The Clerk is directed to send a copy of this Order to Mr. Goldsmith by first class mail.

Signed: December 3, 2014

A handwritten signature in cursive script, reading "Dennis L. Howell", is written over a horizontal line.

Dennis L. Howell
United States Magistrate Judge

